IN THE UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ALABAMA, EASTERN DIVISION

In Re:)	
÷)	Bankruptcy Case No.
Dena Chase Todd)	
SSN: xxx-xx-0400)	
879 Launch Drive)	11-40839-JJR-7
Ashville, Alabama 35953)	
)	
	Debtor(s).)	Chapter 7

TRUSTEE'S SECOND NOTICE OF INTENT TO SELL

Notice is hereby given that the Trustee, Rocco J. Leo, intends to sell the Estate's interest, if any, in the real and personal property which is more particularly described in Exhibit "A" and hereinafter referred to as the "Property", as follows:

- 1. The Debtor filed a Petition for Relief under Chapter 7 of Title 11 of the <u>United States</u>

 <u>Code</u> on March 25, 2011.
- 2. Rocco J. Leo is the duly appointed Trustee in the above-styled case.
- 3. The Bankruptcy Estate's interest in the Property will be sold to Bump and Run, LLC for a purchase price of \$3,000.00.
- The Trustee proposes to issue documents of conveyance to the above-referenced interest in the Property as may be appropriate, conveying the Trustee's or Estate's right, title and interest in the Property.
- 4. The Property is sold "As Is" and "Where Is" with no warranty of any type whatsoever.
- 5. The Trustee requests that the stay set forth in Federal Bankruptcy Rule of Procedure 6004(h) be waived so that the sale can take place immediately, if approved.
- 6. <u>IF YOU CLAIM A LIEN ON OR INTEREST IN ANY OF THE PROPERTY AND</u>

IT IS NOT SET FORTH HEREIN ABOVE YOU SHOULD IMMEDIATELY

MAKE SUCH LIEN OR INTEREST KNOWN TO THE TRUSTEE AND THE

COURT. THIS PROPOSED SALE MAY AFFECT YOUR RIGHTS UNDER

TITLE 11 UNITED STATES CODE SECTION 363.

Dated this **27** day of February, 2014.

Max C. Pope, Jr.
Joy Beth Smith
Attorneys for Trustee, Rocco J. Leo
Post Office Box 2958
Birmingham, Alabama 35202
(205) 327-5566

EXHIBIT "A"

- 1. Any and all interest the Estate has in Pups, LLC;
- 2. Any and all interest the Estate has in the following listed litigations:
 - A. Litigation involving BancorpSouth unrelated to property in St. Clair County that was abandoned;
 - B. Litigation involving Harlan Winn;
 - C. Litigation involving Janet Brock;
 - D. Litigation involving Mike Todd and Todd Family Properties;
- 3. Any and all of the Estate's interest in the purported Elder agreements;
- 4. Any and all of the Estate's interest in the 2000 Montero Sport
- 5. Any and all interest in the Estate of Chase Resorts, LLC (listed under question number 18 of the Statement of Financial Affairs.

CERTIFICATE OF SERVICE

I hereby certify that on the 22 day of February, 2014, I have served a copy of the foregoing Withdrawal of Trustee's Notice of Intent to Sell on the parties listed below and on the attached matrix by depositing the same in the United States Mail, postage prepaid and properly addressed, or if the party being served is a registered participant in the CM/ECF System for the United States Bankruptcy Court for the Northern District of Alabama, service has been made by a "Notice of Electronic Filing" pursuant to FRBP 9036 in accordance with subparagraph II.B.4. of the Court's Administrative Procedures as indicated below:

Served Via Electronic Mail:

Robert J. Landry, III
Robert Landry@alnba.uscourts.gov
Bankruptcy Administrator
1129 Noble Street, Room 117
Anniston, Alabama 36201

Clark R. Hammond
chammond@jbpp.com
Colonial Brookwood Center
569 Brookwood Village, Ste 901
Birmingham, AL 35209

Robert D. McWhorter, Jr. rdmcwhorter@bellsouth.net
Inzer, Haney & McWhorter, P.A.
Post Office Box 287
Gadsden, AL 35902-0287

Served via Notice of Electronic Filing:

Jonathan E. Raulston
jraulston@ehjlaw.com
Engel, Hairston and Johanson, P.C.
Post Office Box 11405
Birmingham, Alabama 35202

Served via Notice of Electronic Filing:

Rocco J. Leo
rleo@leoandoneal.com
Leo & O'Neal
3250 Independence Dr.
Birmingham, AL 35209-4141

Harlan Frank Winn III
hwinn@battlewinn.com
Battle & Winn, L.L.P.
The Financial Center
505 20th Street North Suite 1150
Birmingham, AL 35203-2605

Served Via U.S. Mail:

Dena Chase Todd 114 South 8th Street Gadsden, Alabama 35903

Dena Chase Todd 879 Launch Drive Ashville, Alabama 35953

All parties on the attached matrix were served via U.S. Mail.

Max C. Pope, Jr. Joy Beth Smith

Label Matrix for local noticing 1126-1 Case 11-40839-JJR7 NORTHERN DISTRICT OF ALABAMA Anniston Thu Feb 27 14:58:18 CST 2014

308 MARTIN ST N STE 200 PELL CITY AL 35125-1737

ABBOTT & DAVIS LLC

ALABAMA POWER COMPANY
P.O. BOX 12465
BIRMINGHAM, AL 35202-2465

Braden's Furniture Co. Inc. 106 Chalkville Road Trussville, AL 35173

Dowdy Land Surveying Services 308 Hood Avenue North Gadsden AL 35903-1029

(p) INTERNAL REVENUE SERVICE CENTRALIZED INSOLVENCY OPERATIONS PO BOX 7346 PHILADELPHIA PA 19101-7346

NAFS 165 Lawrence Bell Dr. Ste 100 P O Box 9027 Williamsville NY 14231-9027

ROBERT CHARLES LESSER & 7220 WISCONSIN AVE 7TH FL BETHESDA MD 20814-4812

TRANSWORLD SYSTEMS
400 VESTAVIA PARKWAY #21
#217
BIRMINGHAM, AL 35216-3763

WACHOVIA BANK c/o WELLS FARGO PO BOX 63710 SAN FRANCISO, CA 94163-0001 BancorpSouth Bank c/o Engel, Hairston & Johanson, P.C. Attn: Jonathan E. Raulston P.O. Box 11405 Birmingham, AL 35202-1405

ADAMS & REESE LLP CONCORD CENTER 2100 THIRD AVE N STE 1100 BIRMINGHAM AL 35203-3385

Adams and Reese LLP Concord Center 2100 Third Avenue North, Suite 1100 Birmingham, AL 35203-3385

CUSIMANO & KNOWLES LLC 153 S 9TH ST GADSDEN AL 35901-3645

E H MCMULLEN 9154 GREAT ERON CIRCLE ORLANDO FL 32836-5487

MIKE TODD

1221 VISTA LANE BIRMINGHAM AL 35216-2359

SUITE 224 SYOSSET, NY 11791-4437 ROY ASHLEY

DUNWOODY GA 30338-3119

RJM ACQUSITIONS LLC

575 UNDERHILL BLVD

4640 BRUNNING CT

Transworld Systems 400 Vestavia Parkway, #271 Birmingham AL 35216-7700

WEATHERS ACE HARDWARE P O BOX 748 BOAZ AL 35957-0748 U. S. Bankruptcy Court 1129 Noble Street, Room 117 Anniston, AL 36201-4674

ALABAMA POWER P O BOX 242 BIRMINGHAM AL 35292-0001

BRADENS FURNITURE CO INC 106 CHALKVILLE RD TRUSSVILLE AL 35173

DOWDY LAND SURVEYING SER 308 HOOD AVE N GADSDEN AL 35903-1029

E H McMullen 9154 Great Heron Circle Orlando, FL 32836-5487

NAFS 165 LAWRENCE BELL DR STE 100 P O BOX 9027 WILLAMSVILLE NY 14231-9027

RJM Acquisitions LLC 575 Underhill Blvd Ste 224 Syosset, NY 11791-4437

STATE OF ALABAMA
DEPARTMENT OF REVENUE
COLLECTION SERVICES
PO BOX 327820
MONTGOMERY AL 36132-7820

U S Attorney 1801 N 4th Ave Birmingham AL 35203-2101

WOMENS CARE SPECIALITS P 2006 BROOKWOOD MED. CENT WMP STE 600 BIRMINGHAM, AL 35209-6899 Dena Chase Todd 879 Launch Drive Ashville, AL 35953-4750 Mike Todd c/o Battle & Winn LLP 505 20th Street North Suite 1150 Birmingham, AL 35203-4620 Robert J Landry Anniston Bankruptcy Administrator 1129 Noble Street Room 117 Anniston, AL 36201-4674

Rocco J Leo Leo and O'Neal 3250 Independence Drive, Ste 201 Birmingham, AL 35209-4187

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g)(4).

INTERNAL REVENUE
PO BOX 21126
PHILIADELPHA PA 19114

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(d) Abbott & Davis LLC 308 Martin St. N. Ste 200 Pell City, AL 35125-1737

(d)Alabama Power P O Box 242 Birmingham AL 35292-0001 (d)Cusimano & Knowles LLC 153 S 9th Street Gadsden, AL 35901-3645

(d)Mike Todd 1221 Vista Lane Birmingham AL 35216-2359 (u) PUPS LLC W/ TODD FAMILY PROPERTY (u) Robert Charles Lesser & Co., LLC

(d) Roy Ashley 4640 Brunning Ct. Dunwoody, GA 30338-3119 (u) UNITED RENTALS/ROBERT B HUIE

(du)United Rentals/Robert B Huie

(d) Weathers Ace Hardware P O Box 748
Boaz, AL 35957-0748

End of Label Matrix
Mailable recipients 33
Bypassed recipients 10
Total 43